

RCE
3661

PTO/SB/30 (09-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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|---|-----------------------------|------------------------|
| Request For Continued Examination (RCE) Transmittal Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 | Application Number | 09/976,989-Conf. #3346 |
| | Filing Date | October 12, 2001 |
| | First Named Inventor | Judith L. Gardner |
| | Art Unit | 3661 |
| | Examiner Name | Brian J. Broadhead |
| | Attorney Docket No. | 29248/AP01949 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☒ Check in the amount of \$ 1,190.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED | | | |
|---|------------------|-----------------------------------|--------------|
| Name (Print/Type) | Anthony G. Sitko | Registration No. (Attorney/Agent) | 36,278 |
| Signature | | Date | May 17, 2004 |

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 17, 2004

Signature: (Anthony G. Sitko)



(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR CONTINUED EXAMINATION

Attorney Docket No.: 29248/AP01949

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a Request for Continued Examination under 37 C.F.R. § 1.114 of the following application:

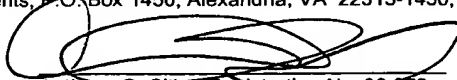
Serial No. : 09/976,989
Filing Date : October 12, 2001
Inventor(s) : Judith L. Gardner et al.
Title : METHOD AND APPARATUS FOR IMPROVING VEHICLE
OPERATOR PERFORMANCE
Art Unit : 3661
Examiner : Brian J. Broadhead

1. **Submission required under 37 C.F.R. § 1.114**

- ☒ Previously submitted
- ☒ Please enter and consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed March 17, 2004.
- ☐ Enclosed
- ☐ Amendment/Reply
- ☐ Affidavit(s)/Declaration(s)
- ☐ Information disclosure statement
- ☐ Other:

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 17, 2004


Anthony G. Sitko, Registration No. 36,278

2. Miscellaneous

- ☐ This is a petition for a ____-month extension of time.
- ☐ Suspension of action on the above-identified application is requested under C.F.R. § 1.103(c) for a period of ____ months.
(Suspension period not to exceed 3 months; fee under 37 C.F.R. § 1.17(l) required).
- ☐ Other: _____

3. Fees

- ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$ 770.00
- ☒ Extension of time fee under 37 C.F.R. § 1.17(a) \$ 420.00
- ☐ Other: _____ \$ _____

4. Method of Payment of Fees

- ☒ Enclosed is a check in the amount of: \$ 1,190.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ _____
A copy of this transmittal is enclosed.

Please direct all future communications to Marshall, Gerstein & Borun LLP at the address below.

Dated: May 17, 2004

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

By: _____

Anthony G. Sitko

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